

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

United States of America,

Criminal No. 07-298 (PAM/JJG)

Plaintiff,

v.

ORDER

Timothy J. Pentaleri,

Defendant.

This matter is before the undersigned upon the report and recommendation of the United States Magistrate Judge. No objections have been filed to that report and recommendation in the time period permitted. Based on the report and recommendation of the Magistrate Judge, and being duly advised of all the files, records, and proceedings herein, **IT IS HEREBY ORDERED THAT:**

1. Pentaleri's motion to suppress (Doc. No. 17) is **GRANTED IN PART AND DENIED IN PART.**
2. All statements that Pentaleri made while in the holding cell are suppressed.

Dated this 11th day of December, 2007.

s/Paul A. Magnuson
PAUL A. MAGNUSON
United States District Judge